

SEP 15 2005

Docket No. A04P3007-US1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael Paris

Serial No.: 10/828,883

Art Unit: 3762

Filing Date: April 20, 2004

Examiner: Reidel, Jessica L.

For: METHODS AND DEVICES FOR DETERMINING EXERCISE DIAGNOSTIC  
PARAMETERS

Docket No.: A04P3007-US1

MailStop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

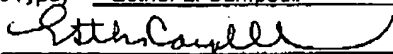
Dear Sir:

Submitted herewith for filing are the following documents:

X 6 page(s) Response to Election/Restriction Requirement

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage, via Express mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type) Esther L. CampbellSignature Date 9-15-05

SEP 15 2005

Docket No. A04P3007-US1

CALCULATION OF FEES						
ITEM	NO. OF CLAIMS FILED	NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ AMOUNT	\$ FEE	
A	TOTAL CLAIMS FEE	12 - 20 =	0	X \$ 50	\$ 0	\$ 0.00
B	INDEPENDENT CLAIMS FEE**	2 - 3 =	0	X 200	0	0.00
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)					\$ 0.00
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$360					
E	BASIC FILING FEE * LARGE ENTITY = \$300					
F	SEARCH FEE * LARGE ENTITY = \$500					
G	EXAMINATION FEE * LARGE ENTITY = \$200					
H	<b>TOTAL FILING FEE**</b> (ADD TOTALS FOR LINES C, D, E, F AND G)					\$ 00.00

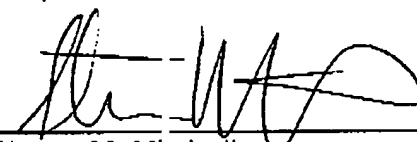
  

<input checked="" type="checkbox"/> Charge Deposit Account No. 22-0265 the amount of	\$00.00	A copy of this fee transmittal is enclosed.
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- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any over payment to Deposit Account No. 22-0265:
- ☒ Any additional filing fees required under 37 CFR 1.16.
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- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 22-0265:
- ☒ Any patent application processing fees under 37 CFR 1.17.
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Respectfully submitted,

Date: 9/15/05

  
 Steven M. Mitchell  
 Attorney for Applicant(s)  
 Reg. No. 31,357

CUSTOMER NUMBER: 24473

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Patent  
A04P3007-US1

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Michael Paris

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PRELIMINARY AMENDMENT AND RESPONSE TO  
ELECTION/RESTRICTION REQUIREMENT

Dear Sir:

In response to the Election/Restriction Requirement set forth in the Office  
Action dated August 29, 2005, Applicant elects to prosecute Group I, Species I,  
Claims 1-6, without traverse.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile Transmitted to Mailstop: Amendment, Commissioner for Patents,  
P.O. Box 1450, Alexandria, Virginia 22313-1450, at Fax No.: 571-273-8300 to Examiner Reidel, Jessica L. on the date shown  
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Name (Print/Type) Esther L. Campbell

Signature *Esther Campbell*

Date 9-15-05